

BILL NO. S-70-04-27

SPECIAL ORDINANCE NO. S-477-70

AN ORDINANCE approving contract with SIMMONS & BRADY EXCAVATING, INC. for Sewer Resolution No. 236-1970, Storm Drainage to serve Tucker Court.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The contract approved April 22, 1970 between the City of Fort Wayne, by and through its Mayor and Board of Public Works, and SIMMONS & BRADY EXCAVATING, INC., for Sewer Resolution No. 236-1970, Storm Drainage to serve Tucker Court, to be constructed as follows:

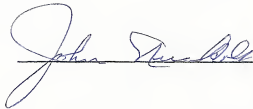
DITCH: Beginning at a point located on the Northwest corner of Lot #84 of Colonial Heritage Second Addition, as recorded in plat book number 29, page 129; thence East along and parallel to the North property line of Lot #84 through Lot #91; thence North along the West property line of Lot #94 and Lot #137; thence East along the Northern property line of Lot #132 through Lot #137 to the Northeast corner of Lot #132, more particularly described as being the Northwest corner of the East  $\frac{1}{2}$  of the Southwest  $\frac{1}{4}$ , Section 20; thence North 318 feet along the West line of the East  $\frac{1}{2}$  of the Southwest  $\frac{1}{4}$ , to a point; thence from an assumed bearing of  $N 0^{\circ} E$  on this West line of the East  $\frac{1}{2}$ , Southwest  $\frac{1}{4}$ , Section 20, Township 30 North, Range 13 East, turning an angle of  $N. 88^{\circ} 40' E$  and project a distance of 419 feet to a point; thence  $S. 49^{\circ} 20' E$ , a distance of 363 feet to a point, being the beginning point of ditch lateral running Northerly described in paragraph "B"; thence continuing  $S. 49^{\circ} 20' E$ , a distance of 261 feet to a point; thence  $S. 13^{\circ} 20' E$ , a distance of 749 feet to a point; thence  $S. 35^{\circ} 20' E$ , a distance of 1035± l.f. to a point located in the centerline of Trier Ditch. Said point being more particularly described as being located 391 feet Northeasterly along the centerline of the Trier Ditch from the centerline of a bridge on Paulding Road crossing over Trier Ditch.

LATERAL - NORTH OF DITCH: Beginning at a point

described in the previous paragraph; thence North  
9° 18' E. projecting a distance of and terminating  
at 300 feet,

for a total cost of \$15,100.00, all as more particularly set  
forth in said contract, which is on file in the office of the  
Board of Public Works and is by reference incorporated herein  
and made a part hereof, is hereby in all things ratified,  
confirmed and approved.

SECTION 2. This Ordinance shall be in full force and  
effect from and after its passage and approval by the Mayor.



APPROVED AS TO FORM  
AND LEGALITY.



CITY ATTORNEY

Read the first time in full and on motion by Nuckols seconded by Rousseau and duly adopted, read the second time by title and referred to the (Committee on) Public Works (and to the City Planning Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on the 12<sup>th</sup> day of May, 1967, at 8:30 o'clock, P.M., E.S.T.

Date: 4-28-70

Freud G. Bonahoom  
City Clerk

Read the third time in full and on motion by Nuckols seconded by Geake and duly adopted, placed on its passage. Passed (~~lost~~) by the following vote:

AYES	<u>9</u>	NAYS	<u>0</u>	ABSTAINED	<u>      </u>	ABSENT	<u>      </u>	to-wit:
Adams	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	
Dunifon	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	
Fay	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	
Geake	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	
Nuckols	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	
Robinson	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	
Rousseau	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	
Steigerwald	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	
Tipton	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>	

Date 5-12-70

Freud G. Bonahoom  
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~Zoning Map~~) (~~General~~) (~~Annexation~~) (~~Special~~) (~~Appropriation~~) Ordinance (~~Resolution~~) No. 5477-70

on the 12<sup>th</sup> day of May, 1967.

ATTEST: (SEAL)

Freud G. Bonahoom  
City Clerk

Herbert L. Tipton  
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 13<sup>th</sup> day of May, 1967 at the hour of 8:30 o'clock 17.M., E.S.T.

Freud G. Bonahoom  
City Clerk

Approved and signed by me this 13<sup>th</sup> day of May, 1967 at the hour of 9:12 o'clock A.M., E.S.T.

Harold S. Zeis  
Mayor

Bill No. S-70-04-27

REPORT OF THE COMMITTEE ON PUBLIC WORKS

We, your Committee on Public Works to whom was referred an Ordinance  
approving contract with SIMMONS & BRADY EXCAVATING, INC. for Sewer Resolution  
No. 236-1970, Storm Drainage to serve Tucker Court,

have had said Ordinance under consideration and beg leave to report back to the Common  
Council that said Ordinance do PASS.

JOHN NUCKOLS, Chairman

CELIA ANN FAY, Vice-Chairman

THOMAS G. ADAMS

JACK K. DUNIFON

EDWIN J. ROUSSEAU

*John Nuckols*  
*Celia Ann Fay*  
*Thomas G. Adams*  
*Jack K. Dunifon*  
*Edwin J. Rousseau*

CONCURRED IN

DATE 5-12-70 RUAD G. BONAHOOM, CITY CLERK